

1 The Hon. Ricardo S. Martinez
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10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 AT SEATTLE

13 UNITED STATES OF AMERICA,)
14 Plaintiff,) NO. CR12-070RSM
15 v.) MOTION TO AMEND
16 ALLEN CHIU,) PRELIMINARY ORDER OF
Defendant.) FORFEITURE AS TO CERTAIN
) PROPERTY SEIZED FROM
) ALLEN CHIU
) NOTE ON MOTION CALENDAR:
) October 3, 2012
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18 The United States of America, by and through Jenny A. Durkan, United States
19 Attorney, and Francis Franze-Nakamura, Assistant United States Attorney, pursuant to
20 Rule 32.2(b)(1) of the Federal Rules of Criminal Procedure, and based on the terms of the
21 plea agreement of Allen Chiu, hereby moves to amend the preliminary order of forfeiture
22 previously entered in this case to correctly describe certain property seized from
23 defendant Allen Chiu.

24 In the Preliminary Order of Forfeiture (Docket No. 31), certain property seized
25 from Defendant Allen Chiu was erroneously described as follows: \$306,277.76, more or
26 less, in U.S. funds, seized from Vanguard Brokerage Services Account Number
XXXX5899, held in the name of Allen J. Chiu.

27 As reflected in the plea agreement, Defendant Allen J. Chiu agreed to forfeit the
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1 following property: \$326,435.00, more or less, in U.S. funds, seized from Vanguard
2 Brokerage Services Account Number XXXX2514, held in the name of Allen J. Chiu.

3 Accordingly, the United States respectfully requests that the Court enter an
4 Amended Preliminary Order of Forfeiture as to Certain Property Seized From Allen Chiu,
5 replacing the property description \$306,277.76, more or less, in U.S. funds, seized from
6 Vanguard Brokerage Services Account Number XXXX5899, held in the name of Allen J.
7 Chiu, with the following property description:

8 a. \$326,435.00, more or less, in U.S. funds, seized from Vanguard
9 Brokerage Services Account Number XXXX2514, held in the name
of Allen J. Chiu.

10 The United States further requests that it be empowered to ensure the property's
11 availability for forfeiture and to immediately commence the ancillary proceedings
12 required to finalize the forfeiture of the property.

13 A proposed Order is submitted herewith.

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15 DATED this 25th day of September, 2012.

16 Respectfully submitted,
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United States Attorney

19
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CERTIFICATE OF SERVICE

I hereby certify that on September 25, 2012, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the attorney(s) of record for the defendant(s).

s/ Megan Seaborn
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